



3643

Please type a plus sign (+) inside this box →



PTO/SB/21 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	09/942,032	
	Filing Date	August 28, 2001	
	Confirmation Number	7285	
	First Named Inventor	YAMASHITA, THOMAS T.	
	Group Art Unit	3643	
	Examiner Name	GELLNER, JEFFREY L.	
Total Number of Pages in This Submission	15	Attorney Docket Number	YAMA-001CON9

**ENCLOSURES (check all that apply)**

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s)  <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Documents <input type="checkbox"/> Response to Missing Parts/Incomplete Application  <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Postcard
<b>RECEIVED</b> AUG 23 2002 <b>GROUP 3600</b>		

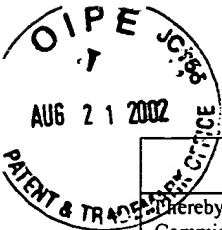
**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm or Individual Name	BRET E. FIELD, Reg. No. 37,620
Signature	
Date	August 15, 2002

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date: August 15, 2002.			
Typed or printed name	Martha Cisneros		
Signature		Date	August 15, 2002

Burden Hour Statement: This form is estimated to take .2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



## CERTIFICATE OF MAILING

Whereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:  
Commissioner for Patents, Washington, D.C. 20231.

Typed or Printed Name	Martha Cisneros		
Signature		Date	August 15, 2002

<b>AMENDMENT UNDER 37 C.F.R. §1.111</b>  Address to: Assistant Commissioner for Patents Washington, D.C. 20231	Attorney Docket	YAMA-001CON9
	First Named Inventor	Thomas T. Yamashita
	Confirmation Number	7285
	Application Number	09/942,032
	Filing Date	August 28, 2001
	Group Art Unit	3643
	Examiner Name	Gellner, Jeffrey L.
	Title	Method and Composition for Promoting and Controlling Growth of Plants

GROUP 3643

AUG 23 2002

RECEIVED

Sir:

This amendment is responsive to the Office Action dated May 15, 2002 for which a three-month period for response was given making this response due on or before August 15, 2002. In view of the amendments to the claims and the remarks put forth below, reconsideration and allowance are respectfully requested.

IN THE SPECIFICATION

Please replace the first paragraph on page 1 with the following new paragraph.

--This application is a continuation of Application Serial No. 09/615,930, filed on July 13, 2000, now U.S. Patent No. 6,318,023, which is a continuation of Application Serial No. 09/139,531, filed on August 25, 1998, now U.S. Patent No. 6,309,446, which is a continuation of Application Serial No. 08/795,192, filed February 4, 1997, now U.S. Patent No. 5,797,976, which is a continuation --in-part of Application Serial No. 07/242,951, filed September 9, 1988, now abandoned and of Application Serial No. 07/354,155, filed May 19, 1989, now abandoned.--

08/27/2002 MHDLNES 00000001 500815 09942032

01 FC:103

Please delete the figure on page 28.

Please replace the paragraph on page 28, beginning at line 5, with the following paragraph:

The specific goals of a program will dictate frequency of applications- e.g. if one is trying to overcome alternate bearing in pistachios it is critical that at least 3 applications are applied between early April and mid-May when the shoots bearing next year's fruit buds will be determined; as a general rule, prelog and log phase growth periods are most demanding of energy and nutrients, followed next by the linear and senescence phases.